IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

WP(C).No. 18224 of 2007(T)

CMA.42/2005 of ADDL.DISTRICT COURT-I,MAVELIKKARA
OS.172/2004 of MUNSIFF COURT,CHENGANNUR
(IA.852/04)
.....

PETITIONERS:
---

1. THE ST.GEORGE ORTHODOX CHURCH, MANGALAM,
   REPRESENTED BY ITS TRUSTEE T.C.THOMAS,
   THEKKATTIL GREEN VIEW, VAZHAR, MANGALAM MURI,
   CHENGANNOOR VILLAGE.

2. P.V.VARGHESE, S/O. VARGHESE,
   VENGA THUNDIYIL, VAZHAR, MANGALAM, CHENGANNOOR.

3. MATHEW VARGHESE, S/O. VARGHESE,
   PADASSERIL, VAZHAR, MANGALAM, CHENGANNOOR.

BY ADV. SRI.G.UNNIKRISHNON
SRI.R.LAKSHMI NARAYAN
SMT.R.RANJINI

RESPONDENTS:
---

1. SARAMMA THOMAS, D/O. LATE P.K.THOMAS,
   KUNTHALOOR, MANGALAM, CHENGANNOOR.

2. THE MALANKARA, ORTHODOX SYRIAN CHURCH,
   REPRESENTED BY THE CATHOLICOS OF ALL EAST AND
   MALANKARA METROPOLITAN AT DEVALOKAAM, KOTTAYAM.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN,J

==========

W.P.(C).No.18224 of 2007

==========

Dated this the 14th day of June, 2007

JUDGMENT

This writ petition is filed to quash Ext.P9 and Ext.P10 orders. Ext.P9 was a petition for injunction with respect to exercising the right as a member of the church. The court below, on the available materials, granted the relief. The District Judge directed the matter to be expeditiously disposed of. Since two courts on facts have arrived at a decision, it may not be proper at this stage to re-appreciate the material and therefore it is only just and equitable to direct the trial court to dispose of the matter as expeditiously as possible and not later than three months from the date of receipt of a copy of this judgment. I make it very clear that the suit shall be disposed of by the trial court untrammeled by any observations contained in this judgment and in the order of the District Judge, Mavelikkara or of its own earlier order. Registry is directed to send a copy of this judgment to the trial court for compliance.

M.N.KRISHNAN,JUDGE

dvs